

JPW

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 16112 (PC25496A)	
In Re Application Of: Paul J. Dominowski, et al.						
Application No. 10/767,809	Filing Date January 29, 2004	Examiner Unassigned	Customer No. 23389	Group Art Unit 1643	Confirmation No. 6275	
Title: CANINE VACCINES AGAINST BORDETELLA BRONCHISEPTICA						
<p>Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p>37 CFR 1.97(b)</p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;">37 CFR 1.97(c)</p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="padding-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center;">OR</p> <p style="padding-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>						

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
16112 (PC25496A)

In Re Application: Paul J. Dominowski, et al.

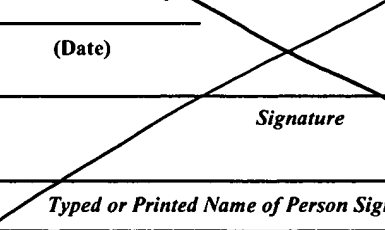
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/767,809	January 29, 2004	Unassigned	23389	1643	6275

CANINE VACCINES AGAINST BORDETELLA BRONCHISEPTICA**Payment of Fee**

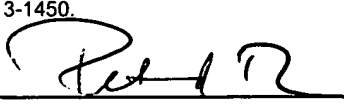
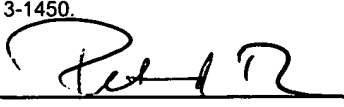
(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)	
(Date) _____	
Signature	
Typed or Printed Name of Person Signing Certificate	

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on 8/31/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
	
Signature of Person Mailing Correspondence	
Peter I. Bernstein	
Typed or Printed Name of Person Mailing Certificate	

*This certificate may only be used if paying by deposit account.

Dated: August 31, 2004

Peter I. Bernstein
Registration No.: 43,497
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343

CC:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul J. Dominowski, et al.

Serial No.: 10/767,809

Filed: January 29, 2004

For: CANINE VACCINES AGAINST
BORDETELLA BRONCHISEPTICA



Examiner: Unassigned

Art Unit: 1643

Docket: 16112 (PC25496A)

Dated: August 31, 2004

Confirmation No.: 6275

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

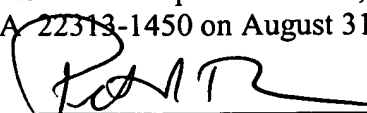
In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. J.A. Montaraz, et al., "Identification of a 68-Kilodalton Protective Protein Antigen from *Bordetella Bronchiseptica*, Infection and Immunity, Vol. 47, No. 3, pp. 744-751, (1985);
2. United States Patent No. 4,567,042, dated January 28, 1986, to Acree, et al.;
3. International Publication No. WO 92/17587, dated October 15, 1992;

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on August 31, 2004.

Dated: August 31, 2004

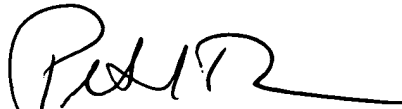

Peter I. Bernstein

4. P. Novotny, et al., "Evaluation of *Bordetella Bronchiseptica* Vaccines in Specific-Pathogen-Free Piglets with Bacterial Cell Surface Antigens in Enzyme-Linked Immunosorbent Assay", Infection and Immunity, Vol. 50, No. 1 pp. 190-198, (1985);
5. P. Novotny, et al, "Adenylate Cyclase Activity of a 68,000-Molecular-Weight Protein Isolated from the Outer Membrane of *Bordetella Bronchiseptica*", Infection and Immunity, Vol. 50, No. 1, pp. 199-206, (1985);
6. International Publication No. WO 96/33739, dated October 31, 1996;
7. European Patent Publication No. 0 535 740 A1, dated April 7, 1993; and
8. European Patent Publication No. 1 023 904 A2, dated August 2, 2000.

The references were cited in a Search Report dated June 24, 2004 received from the European Patent Office. References 1-3 were previously cited in an Information Disclosure Statement dated April 23, 2004. Applicants are submitting copies of all other above-cited references, together with a copy of the Search Report. The relevance of the above-identified references has been described in the Search Report.

Inasmuch as this Supplemental Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,



Peter I. Bernstein
Registration No. 43,497

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
Telephone: (516) 742-4343
PIB/XZ:ng

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE
(REV. 7-80) PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Atty. Docket No. (Optional)

16112 (PC25496)

Application Number

10/767,809

Applicant(s)

Paul J. Dominowski, et al.

Filing Date

January 29, 2004

Group Art Unit

1643

U.S. PATENT DOCUMENTS

EXAMINER INITIAL*		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (if appropriate)

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		WO 96/33739	10/31/1996	PCT				
		0 535 740 A1	4/7/1993	Europe				
		1 023 904 A2	8/2/2000	Europe				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		P. Novotny, et al., "Evaluation of <i>Bordetella Bronchiseptica</i> Vaccines in Specific-Pathogen-Free Piglets with Bacterial Cell Surface Antigens in Enzyme-Linked Immunosorbent Assay", <u>Infection and Immunity</u> , Vol. 50, No. 1 pp. 190-198, (1985)
		P. Novotny, et al, "Adenylate Cyclase Activity of a 68,000-Molecular-Weight Protein Isolated from the Outer Membrane of <i>Bordetella Bronchiseptica</i> ", <u>Infection and Immunity</u> , Vol. 50, No. 1, pp. 199-206, (1985)

EXAMINER**DATE CONSIDERED**

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.